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From: "Oakley, Dennis" <Dennis.Oakley@PacifiCorp.com>
To: "Jim Smith" <JIMDSMITH@utah.gov>, "Semborski, Chuck" <Charles.Semborski@PacifiCorp.com>
Date: 1/31/2007 3:44:04 PM
Subject: Waiver Request and Approval Letters

Jim,

As I promised, attached are the documents that allowed Energy West to suspend monitoring the sediment pond at the Des Bee Dove Mine

Dennis Oakley
Senior Environmental Engineer

Energy West Mining Company
15 North Main Street
P.O. Box 310
Huntington, Utah 84528

Phone: 435.687.4825
Cell: 435.636.5053
Fax: 435.687.2695
e-mail: dennis.oakley@pacificorp.com

If there is anything that a man can do well, I say let him do it. Give him a chance

- Abraham

Lincoln -

CC: "Wayne Western" <WAYNEWESTERN@utah.gov>



State of Utah

Department of
Environmental QualityDianne R. Nielson, Ph.D.
*Executive Director*DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
*Director*Water Quality Board
Ray M. Child, *Chair*
Douglas E. Thompson, *Vice-Chair*
Paula Doughty
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Darrell H. Mensel
Dianne R. Nielson
Jay Ivan Olsen
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Gregory L. Rowley
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Walter L. Baker,
*Executive Secretary*JON M. HUIJAN, JR.
*Governor*GARY HERBERT
Lieutenant Governor

August 2, 2005

Mr. Dennis Oakley
Energy West Mining Company
P.O. Box 310
Huntington, Utah 84528Subject: Storm Water Monitoring Requirements – UPDES Permit Nos.
UT0022896 (Cottonwood-Wilberg Mine) & UTG040022 (Des Bee Dove Mine).

Dear Mr. Oakley:

On May 2, 2005 I received two letters from you requesting a waiver from the monitoring requirements for storm water discharges in regards to each of the above referenced UPDES permits. In short, your waiver requests have been granted for the second year monitoring periods under Part I, Storm Water Requirements, Section E/F.5.a.(3)(c) of your UPDES permits. Please note that you will also need to submit similar waiver requests for the fourth year monitoring periods, provided the facility remains inactive and unstaffed for the duration of the UPDES permit cycles.

If you have any questions, please contact me at (801) 538-6779 or by e-mail at jstudenka@utah.gov.

Sincerely,

Jeff Studenka, Environmental Scientist
Permits & Compliance Sectioncc: Darcy O'Connor, EPA Region VIII
Claron Bjork, SE District Health Department
Dave Ariotti, SE District Engineer
Pam Grubaugh-Littig, Division of Oil Gas & Mines
Mike George, DWQ Storm Water Coordinator

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April 28, 2005

Utah Department of Environmental Quality
Division of Water Quality
Attention Storm Water Coordinator
PO Box 144870
Salt Lake City, Utah 84114-4870

Subj: Reporting Requirements for UPDES Permit No. UTG040022 - Des Bee Dove Mine

Dear Mr. Studenka:

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West"), as mine operator, hereby makes an application for a sampling waiver for storm water discharge sampling and reporting requirements of the above stated UPDES permit. This permit allows under Part I, Section F.5.a..3).c). to exercise a waiver of the monitoring requirements as long as the site remains inactive and unstaffed.

The main mine area of the Des Bee Dove complex has been reclaimed as of June, 2003. Permanent sediment control techniques have been installed on the site and vegetative growth is in its second full year of establishment. The sediment controls have continually been monitored since the completion of final reclamation and is functioning properly. The sediment pond remains in place but is scheduled for final reclamation this year. The revised reclamation plan was submitted to the Division of Oil, Gas, and Mining on April 1, 2005. As of June, 2003, the site has been inactive and unstaffed with no industrial activity occurring. Attached is the Storm Water Discharge Monitoring Report (SWDMR) stating this fact.

If you have any questions or concerns regarding the status of the Des Bee Dove Mine, please feel free to contact me at any time at 435-687-4825.

Sincerely,

A handwritten signature in black ink that reads 'Dennis Oakley'.

Dennis Oakley
Sr. Environmental Engineer

attachment

cc Jeff Studenka (DWQ)
Doug Johnson (EWMC w/o attachment)
file

Huntington Office:
(435) 687-9821
Fax (435) 687-2695
Purchasing Fax (435) 687-9092

Deer Creek Mine:
(435) 687-2317
Fax (435) 687-2285

Trail Mountain Mine:
(435) 748-2140
Fax (435) 748-5125

STORM WATER DISCHARGE MONITORING REPORT (SWDMR)

(For additional forms copy this form or contact the DWQ)

IDENTIFICATION & LOCATION

Name Pacificorp - Energy West Mining Permit No. UTR UTG040022
Company - Des Bee Dike Mine
 Mailing Address? 15 North Main Street Location (if different)
P.O. Box 310
Huntington, UT 84528

Monitoring Period:

From: Month _____ Day _____ Year _____ To: Month _____ Day _____ Year

Total Storm Water Discharge Points 1 Number assigned to this Discharge Point 001**INDUSTRY SECTOR(S)**

Industrial Activities or Industry Sector(s) Drained by this Discharge:

- | | |
|---|---|
| <input type="checkbox"/> A. Timber Products Facilities | <input type="checkbox"/> S. Vehicle Maintenance Areas, Equipment Cleaning Areas or Airport Deicing Operations located at Air Transportation Facilities. |
| <input type="checkbox"/> B. Paper and Allied Products Manufacturing Facilities. | <input type="checkbox"/> T. Wastewater Treatment Works. |
| <input type="checkbox"/> C. Chemical and Allied Products Manufacturing Facilities. | <input type="checkbox"/> U. Food and Kindred Products Facilities. |
| <input type="checkbox"/> D. Asphalt Paving, Roofing Materials, and Lubricant Manufacturing Facilities. | <input type="checkbox"/> V. Textile Mills, Apparel and other Fabric Product Manufacturing Facilities. |
| <input type="checkbox"/> E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing Facilities. | <input type="checkbox"/> W. Furniture and Fixture Manufacturing Facilities. |
| <input type="checkbox"/> F. Primary Metals Facilities. | <input type="checkbox"/> X. Printing and Publishing Facilities. |
| <input type="checkbox"/> G. Metal Mines (Ore Mining and Dressing). | <input type="checkbox"/> Y. Rubber and Miscellaneous Plastic Product Manufacturing Facilities. |
| <input checked="" type="checkbox"/> H. Coal Mines and Coal Mine-Related Facilities. | <input type="checkbox"/> Z. Leather Tanning and Finishing Facilities. |
| <input type="checkbox"/> I. Oil or Gas Extraction Facilities. | <input type="checkbox"/> AA. Facilities That Manufacture Metal Products including Jewelry, Silverware and Plated Ware. |
| <input type="checkbox"/> J. Mineral Mining and Processing Facilities. | <input type="checkbox"/> AB. Facilities That Manufacture Transportation Equipment, Industrial or Commercial Machinery. |
| <input type="checkbox"/> K. Hazardous Waste Treatment Storage or Disposal Facilities. | <input type="checkbox"/> AC. Facilities That Manufacture Electronic and Electrical Equipment and Components, Photographic and Optical Goods. |
| <input type="checkbox"/> L. Landfills and Land Application Sites. | <input type="checkbox"/> AD. Non-Classified Facilities. |
| <input type="checkbox"/> M. Automobile Salvage Yards. | |
| <input type="checkbox"/> N. Scrap Recycling and Waste Recycling Facilities. | |
| <input type="checkbox"/> O. Steam Electric Power Generating Facilities. | |
| <input type="checkbox"/> P. Motor Freight Transportation Facilities, Passenger Transportation Facilities, Petroleum Bulk Oil Stations and Terminals, the United States Postal Service, or Railroad Transportation Facilities. | |
| <input type="checkbox"/> Q. Vehicle Maintenance Areas and Equipment Cleaning Areas of Water Transportation Facilities. | |
| <input type="checkbox"/> R. Ship or Boat Building and Repair Yards. | |

Storm Event: All samples shall be collected from the discharge resulting from a storm event that is greater than 0.1 inches in magnitude and that occurs at least 72 hours from the previously measurable (greater than 0.1 inch rainfall) storm event. This data must be submitted to the Division of Water Quality.

Date of Storm Event	N/A	Month	Day	Year
Duration of Storm Event	N/A	Hours	N/A	
Rain Fall Measurement	N/A	Inches	N/A	
Time Elapsed Between Recorded & Previous Storm Event		Days	N/A	
Estimated Total Volume of Discharge (Include units; gal., ft ³ , etc.)	N/A			

Please check if there has been no discharge of Storm Water during this reporting period. (If none please explain in comment section)	<input type="checkbox"/> No Discharge
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Sample Type: Data shall be reported for a grab sample taken during the first thirty minutes of the discharge. If the collection of a grab sample during the first thirty minutes is impracticable, a grab sample can be taken during the first hour of the discharge, and the discharger shall submit with the monitoring report a description of why a grab sample during the first thirty minutes was impracticable.

[illegible]

SIGNATURE

Name/Title Principle Executive Officer
(Typed or Printed)

Doug Johnson

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. See 18 U.S.C. 1001 and 33 U.S.C. 1319. (penalties under these statutes may include fines up to \$10,000 and or maximum imprisonment of between 6 months and 5 years.)

Dennis O'Leary for Doug Johnson
Signature of Principle Executive
Officer or Authorized Agent

Date 4/28/05

Comments: Final reclamation of the main mine site was conducted in 2001 through 2003. Permanent sediment controls were established. As of this date, vegetation is in its 2nd year of establishment. The sediment pond is planned to be reclaimed this year pending Division of Oil, Gas, & Mining approval.

A waiver to monitoring and reporting is formally requested for storm water requirements.